

NOTICE OF PROPOSED AMENDMENTS TO
HAWAII ADMINISTRATIVE RULES
TITLE 6, CHAPTER 28

DEPARTMENT OF BUDGET AND FINANCE

EMPLOYEES' RETIREMENT SYSTEM

Pursuant to the provisions of section 88-22.5, Hawaii Revised Statutes, the Board of Trustees of the Employees' Retirement System of the State of Hawaii will consider proposed amendments to chapter 6-28, Hawaii Administrative Rules, Operating Procedures to Ensure Compliance with Certain Federal Tax Law Requirements, at a meeting of the Board, subject to part I of chapter 92, Hawaii Revised Statutes, on March 12, 2012, at 9:00 a.m., at City Financial Tower, 201 Merchant Street, Suite 1935, Honolulu, Hawaii. Notice of the meeting has been filed in the Office of the Lieutenant Governor pursuant to section 92-7, Hawaii Revised Statutes.

The proposed amendments reflect changes to the minimum distributions rules and direct rollover rules required by the federal Pension Protection Act of 2006, as further amended by the Worker, Retiree, and Employer Recovery Act of 2008. The proposed amendments also include a new subchapter with actuarial assumptions for applying the annual benefit limits under section 415(b) of the Internal Revenue Code. The assumptions are derived from the statutory requirements in section 415(b)(2)(E) of the Internal Revenue Code and applicable Internal Revenue Service guidance. Adoption of the proposed amendments is required to maintain the status of the Employees' Retirement System as a tax-qualified public pension plan.

A copy of the proposed amendments to the rules is available for public inspection at the office of the Employees' Retirement System, City Financial Tower, 201 Merchant Street, Suite 1400, Honolulu, Hawaii. The proposed amendments to the rules can also be viewed on the Employees' Retirement System website at <http://www.hawaii.gov/ers>. Click on "Publications" and scroll to "Hawaii Administrative Rules."

WESLEY K. MACHIDA
ADMINISTRATOR
EMPLOYEES' RETIREMENT SYSTEM

March 7, 2012